

TOWN COUNCIL MINUTES

June 7, 2010

The regularly scheduled meeting of the Hampden Town Council was held on Monday, June 7, 2010. The meeting was held at the municipal building council chambers and was called to order by Mayor Arnett at 7:00 p.m.

Attendance: Councilors: Mayor Matt Arnett, Andre Cushing, Thomas Brann, William Shakespeare, Jean Lawlis, and Janet Hughes

Town Manager: Susan Lessard

Town Counsel: Thomas Russell

Department Heads/Staff: None

A. CONSENT AGENDA

Request by Councilor Cushing to set aside item A-3-b
Councilor Cushing noted that it was good to see recognition of the Town's Public Safety Departments by a person who had need of the emergency services.

Motion by Councilor Cushing, seconded by Councilor Lawlis to accept item A-3-b. Unanimous vote.

Motion by Councilor Shakespeare, seconded by Councilor Cushing to accept the balance of the consent agenda. Unanimous vote.

B. PUBLIC COMMENTS

None

C. POLICY AGENDA

1. PUBLIC HEARINGS

None

2. NOMINATIONS-APPOINTMENTS-ELECTIONS

The Town Manger reminded the Council of the Primary and Referendum election being held on June 8th.

3. UNFINISHED BUSINESS

a. HARMONY HALL RESTORATION PROJECT

Motion by Councilor Brann, seconded by Councilor Lawlis to add \$600 to the Outside Agencies Budget for 2010-2011 for the restoration project at Harmony Hall. Unanimous Vote

b. 2010 – 2011 BUDGET – REFERRAL FOR PUBLIC HEARING
ON JUNE 21, 2010

Motion by Councilor Cushing, seconded by Councilor Hughes to amend the 2010/2011 budget by an additional \$600 for Outside Agency Accounts and to set the Public Hearing date for the budget as June 21, 2010. Unanimous vote.

c. COMPREHENSIVE PLAN – REFERRAL TO STATE
PLANNING OFFICE FOR REVIEW

Councilor Brann explained the State Comprehensive Plan Review Process. Motion by Councilor Brann, seconded by Councilor Cushing to refer the 2010 Comprehensive Plan to the State Planning Office for final review. Unanimous vote.

4. NEW BUSINESS

a. TAX REFUND REQUEST – WALTER CUPPLES – FINANCE
COMMITTEE RECOMMENDATION

The Finance Committee recommends granting tax abatements for 2008 and 2009 to Mr. Cupples in the amounts of \$162.18 for 2009 and \$160.14 for 2008. These abatements are due to measuring errors on his property that were not corrected after being done several years ago.

Motion by Councilor Brann, seconded by Councilor Cushing to abate Walter Cupples 2008 real estate taxes in the amount of \$160.14 and 2009 real estate taxes in the amount of \$162.18. Unanimous vote.

b. TOWN OF HERMON – REQUEST FOR SUPPORT OF
CANDIDATE PETITION FOR MAINE MUNICIPAL
ASSOCIATION VICE-PRESIDENCY

Motion by Councilor Brann, seconded by Councilor Hughes to support the request by the Town of Hermon to sign the petition allowing their Town Manager Clinton Deschene to be on the ballot for the Maine Municipal Association vice-president election. Vote 5 – 0 – 1 (Councilor Lawlis)

c. MAINE WOODS COALITION – REQUEST FOR
RESOLUTION – REFERRAL TO PLANNING AND
DEVELOPMENT COMMITTEE

Councilor Brann referred this issue to the Planning and
Development Committee for a recommendation.

d. MEDICAL MARIJUANA DISPENSING ORDINANCE – REFER
TO PUBLIC HEARING – PLANNING & DEVELOPMENT
COMMITTEE RECOMMENDATION

Councilor Hughes reported that it is the Planning and
Development Committee recommendation that this ordinance be
referred to Public hearing. Town Attorney Russell explained the
basis for the medical marijuana law and the need for a moratorium
to deal with the potential local impacts of the law. Councilor
Hughes referred the item for Public Hearing.

D. COMMITTEE REPORTS

Councilor Shakespeare - Infrastructure Committee met with J. Faulkingham to
discuss a plan for alewives that considers both harvesting and conservation, and
referred the Harbor Ordinance to Planning & Development for updating.

Councilor Lawlis reported that the Services Committee will meet on June 15th and
she encouraged all Dog Park enthusiasts to attend.

Councilor Hughes reported that the Planning & Development Committee met last
Wednesday and heard an update on the BEAR program by the consultants doing
the work, worked on updates to the Shoreland Zoning ordinance, discussed the
possible land swap at the Marina location, and looked at language being
considered for private windmills. The Committee also is concerned over the path
being taken by SAD 22 in regard to the reuse of Hampden Academy. The
Committee is working on the PACE ordinance for the Maine Green Energy
Alliance, the Harbor Ordinance is on the next agenda, and the next meeting is
the first Wednesday in July

E. MANAGER'S REPORT

A copy of the Manager's Report is attached hereto.

F. COUNCILOR'S COMMENTS

Councilor Hughes reported that the Planning and Development Committee would
be coming to the Council at the next meeting with recommendations for the
Harbor Ordinance.

Councilor Cushing congratulated the Glue Girls and the Mock Trial Team.

MANAGER'S REPORT

June 7, 2010

Primary Elections – A reminder that primary elections are tomorrow, June 8th and the polls are open from 8 a.m. – 8 p.m. Although candidate ballots are for enrolled voters only – any voter can participate in the referendum and school district balloting.

Curbside Pick-up Solicitations – Residents may have received flyers from solid waste companies offering curbside pick-up with zero-sort recycling. The solid waste portion of any pick up is still delivered to Penobscot Energy Recovery Company (PERC) per our guarantee of Hampden solid waste delivery to that facility through 2018. A number of years ago (1999 +/-) a referendum was held on the subject of closing the transfer station and going to curb-side pickup. That was soundly defeated. The idea of doing both would be prohibitively expensive unless the Town instituted a pay per bag for trash system. Residents would also have to dispose of their own construction and demolition debris and waste wood at their own cost at a licensed facility (in this area, Pine Tree is the facility to which Bangor residents are directed). The expansion of recycling is a good thing however - and there may be a way that we can have the best of both worlds. I am going to suggest to Infrastructure that we discuss the idea of single stream recycling at the Transfer Station and perhaps have guests in to talk about what might be possible.

Pre-Audit – The Auditors will be here on Wednesday, June 9th for a one-day session for the audit that will be conducted following our year end of June 30, 2010.

BEP Pre-Hearing Conference Meeting – On Friday, June 11th, the third pre-hearing conference for the matter of the Calais LNG application currently before Board of Environmental Protection will be held at this facility. This meeting is limited to the parties involved in the process (12 interveners and the applicant). There will be no impact to services or parking since the municipal side of the building is closed on Friday anyway. The Bangor area is a more central location than Augusta for this application due to the location of the proposed facility in Calais. The DEP had no conference space available for Friday so I offered the use of ours.

Mayo Road – The Mayo Road reconstruction project is underway as of last week. More signage is being added to insure that motorists know that construction is ongoing in that area.

Boiler Replacement – Municipal Building - The boiler replacement project for which we received a grant for the municipal building will be going out to bid during the month of July with the project scheduled to be completed by September 30th.

Mayo Road Rebuild Project – Stimulus Fund Application – The County Commissioners have endorsed our Mayo Road Project for funding through the State use of Federal stimulus monies (low-interest). We should know very soon whether or not the application has been approved. It was determined that the project would be eligible even if it was already underway at the time of award.

Hampden Highlights – The deadline for articles for the next edition of the newsletter is **Tuesday, July 13th**. Please submit all articles to Editor Annie O'Reilly at anne.oreilly@umit.maine.edu

Council Meeting with School Board – School Superintendent Rick Lyons called today and left a message that he had discussed with the School Board the Council's desire to have a meeting on the subject of the School Contract and the Hampden Academy re-use. The Board would like the Council to provide a list of questions that they would like to discuss before finalizing a date for a meeting so that the Board can be prepared for the discussion.

Councilor Shakespeare noted that management of a local pharmacy paid for medications for a person who lost their home in a recent fire.

G. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:00 p.m.

A handwritten signature in cursive script, appearing to read "Susan Lessard".

Susan Lessard
Town Manager